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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **ARB.P. 680/2025**

M/S R K FOOD PRODUCTS

.....Petitioner

Through: Mr. Jitendra Mehta, Mr. Lalit Kumar,
Mr. Abhinav Kumar, Mr. Shivam,
Adv.

versus

**INDIAN RAILWAY CATERING AND TOURISM
CORPORATION LIMITED**

.....Respondent

Through: Ms. Manisha Singh, Adv.

CORAM:

HON'BLE MR. JUSTICE JASMEET SINGH

ORDER

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02.05.2025

I.A. 10971/2025

Exemption allowed, subject to all just exceptions.

The application is disposed of.

ARB.P. 680/2025

1. This is a petition filed u/s 11 of the Arbitration and Conciliation Act, 1996 seeking appointment of an Arbitrator arising out of 2 letters of awards dated 04.11.2019.
2. The arbitration clause is Clause 5 of the tender document.
3. Since there were disputes between the parties, the petitioner invoked arbitration *vide* legal notice dated 24.04.2024.
4. For the said reasons, issue notice. Ms. Singh, learned counsel for the respondent accepts notice and has no objection to the appointment of an arbitrator.
5. I am of the view that there are disputes between the parties which need to be resolved through the arbitral mechanism.
6. For the said reasons, the petition is allowed with the following terms



and conditions:

- i) Ms. Kanika Singh, Advocate (Mob. No. 9654847544) is appointed as a Sole Arbitrator to adjudicate the disputes between the parties.
 - ii) The arbitration will be held under the aegis and rules of the Delhi International Arbitration Centre, Delhi High Court, Sher Shah Road, New Delhi (hereinafter, referred to as the 'DIAC').
 - iii) The remuneration of the learned Arbitrator shall be in terms of DIAC (Administrative Cost and Arbitrators' Fees) Rules, 2018.
 - iv) The learned Arbitrator is requested to furnish a declaration in terms of Section 12 of the Act prior to entering into the reference.
 - v) It is made clear that all the rights and contentions of the parties, including as to the arbitrability of any of the claim, any other preliminary objection, as well as claims/counter-claims and merits of the dispute of either of the parties, are left open for adjudication by the learned arbitrator.
 - vi) The parties shall approach the learned Arbitrator within two weeks from today.
7. The present petition is disposed of in the aforesaid terms.

JASMEET SINGH, J

MAY 2, 2025/DM [Click here to check corrigendum, if any](#)